

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
CASE NO. 1:14-CV-954**

**STUDENTS FOR FAIR
ADMISSIONS, INC.,**

Plaintiff,

v.

**UNIVERSITY OF NORTH
CAROLINA et al.,**

Defendants.

**SUGGESTION OF SUBSEQUENTLY
DECIDED AUTHORITY
CONCERNING PROPOSED
INTERVENORS' MOTION TO
INTERVENE**

Defendants previously filed a response to the proposed intervenors' Motion to Intervene, setting forth their position on the motion, including the reasons intervention as of right is not proper and complications to the litigation that could result if permissive intervention were granted. Pursuant to Local Rule 7.3(i), Defendants respectfully submit this Suggestion of Subsequently Decided Authority in support of their response. In December 2015, after the Motion to Intervene was fully briefed, the Court of Appeals for the First Circuit issued a decision affirming the denial of a similar motion to intervene in the lawsuit by Students for Fair Admissions against Harvard. *See Students for Fair Admissions, Inc. v. President & Fellows of Harvard Coll. (Harvard Corp.)*, 807 F.3d 472 (1st Cir. 2015). A copy of the decision is attached hereto as Exhibit A.

Respectfully submitted, this the 20th day of July, 2016.

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1. CERTIFICATE OF SERVICE

I hereby certify that on July 20, 2016, I electronically filed the foregoing SUGGESTION OF SUBSEQUENTLY DECIDED AUTHORITY with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following registered CME/ECF users:

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This 20th day of July 2016.

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